



# UNITED STATES PATENT AND TRADEMARK OFFICE

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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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10/057,197

10/26/2001

Martin J. Wensley

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37485 7590 06/28/2007  
SWANSON & BRATSCHEUN, L.L.C  
8210 SOUTHPARK TERRACE  
LITTLETON, CO 80120

EXAMINER

EREZO, DARWIN P

ART UNIT

PAPER NUMBER

3731

MAIL DATE

DELIVERY MODE

06/28/2007

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## Interview Summary

Application No.

10/057,197

Applicant(s)

WENSLEY ET AL.

Examiner

Darwin P. Erez

Art Unit

3731

All participants (applicant, applicant's representative, PTO personnel):

(1) Darwin P. Erez. (3) \_\_\_\_\_.

(2) Barry Swanson. (4) \_\_\_\_\_.

Date of Interview: 11 June 2007.

Type: a) ☐ Telephonic b) ☐ Video Conference

c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☒ Yes e) ☐ No.

If Yes, brief description: A model of applicant's inhaler.

Claim(s) discussed: 48.

Identification of prior art discussed: Montgomery (5,146,915) & Ingebrethsen (5,388,574).

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

  
Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The rejections in the Final Office action mailed on 6/5/07 were discussed with the applicant's representatives. A proposed amendment to include the recitation of "a coating" was also discussed to better define the claimed invention and to overcome prior art rejections. The applicant is suggested to file this proposed amendment with an RCE in order for the limitation to be entered since it requires further consideration and an updated search.